

COAL SHORTAGE WILL BE SERIOUS

FIRST BLOOD FOR BUSH IN OUSTER PROCEEDINGS

Fuel Administrator for Tennessee Advises People to Stock Up.

W. E. Myer, fuel administrator for Tennessee, has issued the following circular letter to county administrators of the state:

"It is the universal opinion of the men who are now giving close study to the present coal situation that a very severe shortage will prevail next winter. There will be enormously increased demands for coal for our allies in Europe and for the large number of new war material plants in this country.

"The shortage will be greater in Tennessee than elsewhere because of the large number of new industries. For example, the great government plant now being erected at Nashville will require the extraordinary amount of approximately one hundred (100) cars per day. This requirement of one hundred (100) cars is more than the entire city of Nashville at present uses. In other words, Nashville will require twice as much coal in 1918 as in 1917. The demands all over the state will be larger. Likewise the demand all over the United States will be larger.

"There is only one way to get this increased amount of coal for the nation—that is, either to limit the amount allowed in the homes and to shut down some of our industries or to get new mines opened, or more labor in the old mines and more railroad equipment to handle it. It is practically impossible to get either new railroad equipment or even as much labor as last year. Approximately 20,000 miners will be taken out of the mines of the United States and drafted into our army in 1918.

"In view of this critical situation, I will allow the Tennessee state stock as much coal as they can secure before these new plants, with their increased demands, get into operation.

"Therefore the following order is issued:

"Effective March 1, 1918, all previous orders issued by this office limiting the quantity of coal sold and purchased are hereby temporarily suspended; and

"Effective March 1, 1918, and continuing during the months of March and April, 1918, unless otherwise ordered, the following regulations will apply:

"1. Householders will be allowed to purchase an amount of coal not in excess of fifty (50) per cent. of their normal annual requirement, upon filing with dealer required sworn affidavit. Should they desire to buy direct from mines, sections 2 and 3 will apply.

"2. Individuals may purchase in car lots for cash, direct from mines, at government mine price, fifty (50) per cent. of their normal annual requirement, provided said annual requirements are two cars or more. The individual is required to file proper sworn affidavit with the local or county fuel administrator, or his designated assistant, and receive from him permit to buy the car. This permit is to be delivered to mine when making purchase.

"3. Several individuals may club together and purchase for cash, car lots direct from mines, at government mine price, to be distributed among the club members, not to exceed fifty (50) per cent. normal annual requirement for each. Each member must file proper affidavit with their local or county fuel administrator, or his designated assistant, and receive from him permit to be delivered to mine when making purchase.

"4. The club members must file proper affidavit with their local or county fuel administrator, or his designated assistant, and receive from him permit to be delivered to mine when making purchase.

"5. Several individuals may club together and purchase for cash, car lots direct from mines, at government mine price, to be distributed among the club members, not to exceed fifty (50) per cent. normal annual requirement for each. Each member must file proper affidavit with their local or county fuel administrator, or his designated assistant, and receive from him permit to be delivered to mine when making purchase.

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Chancellor Garvin Denies Motion for Leave to File Amendment—Charges Contained Were in Existence and Could Have Been Incorporated in Original Bill.

Chancellor W. B. Garvin, in an opinion handed down at noon Monday, refused to allow the filing of an amendment or supplemental bill to the original bill seeking to oust Sheriff Nick P. Bush. The chancellor, in his opinion, set the hearing of the original bill in the case for Monday, March 11, and all cases heretofore assigned in the chancery court will go over to the same date the following week. The chancellor held that the bill seeking to be filed Saturday, and which was bitterly contested by the sheriff's counsel, was more of a supplemental bill and should go through the same process and take the same course as the original bill. The chancellor further held as the reason for refusing to allow the filing of the amendment that the charges contained in the amended bill were in existence at the time of the filing of the original bill and should have at that time been taken cognizance of. It will be remembered that the amended bill was offered for filing Saturday morning before the chancellor and was met with a bitter protest by T. Pope Shepherd and Murray & Chambliss, for the sheriff, W. B. Miller, who is assisting Attorney-General Frank M. Thompson, spoke at length in favor of the filing of the amended bill, after which the chancellor took the case under advisement. The chancellor, in a lengthy written opinion, said in part:

"The original bill seeks to oust the defendant for neglect of duty during the street car strike. The strike occurred during the summer or early fall of 1917, but the original bill was not filed until Jan. 2, 1918. The statute under which the proceedings were brought, gives the defendant twenty days to answer and he can prepare no other defense than an answer. The cause must be tried in a summary manner at the first term of court and shall have procedure over all other litigation. The bill was answered Jan. 22 and the court began its present session Feb. 4. The relator took no steps to bring the cause to trial and Feb. 22 the defendant moved that the cause be assigned for a hearing, and in due course the motion was granted and set for Saturday, March 2. Then for the first time application was made on behalf of complainant for leave to file an amended and supplemental bill.

"Interpretation of Ouster Law. "The ouster law makes only two express references to the subject of amendments to bill of complaint. In section 6 it is provided that 'all questions raised as to sufficiency of petition or complaint shall be raised and

determined upon trial of case, and if such petition or complaint is held to be insufficient in form, the same shall be amended at once and such amendment shall not delay trial of case.' Manifestly this refers only to amendments covering a defective or insufficient averment of matters already appearing in the original bill. But such is not the purpose of the amendment now tendered and asked to be filed. Its purpose is to bring forward other and different charges against defendant from those charged in the original bill. The original bill charges neglect and dereliction of duty during the 1917 strikes. The proposed amendment charges violation and misconduct in matters of fees. Strictly, it is not an amendment but a supplemental bill, and twenty days' notice should be given to the answer and ten days thereafter to prepare for trial.

"Reasonable Certainty. "The other provisions of the statute relating to amendments is section 5, which provides that the petition or complaint shall state charges against the defendant with reasonable certainty, and be subject to amendments as to other actions. This is not sufficient. There does not appear from allegations at the time of the original bill complainant was ignorant of all matters averred. "No reason is shown why said matters were not ascertained as the original bill does not seem to have been prepared in haste or under pressure. Considerable time elapsed from the time charges in the original bill occurred until the filing of new matter brought out in the amendment. New matter, for the most part, are matters of public record, as amended bill alleges, and could have been ascertained by reasonable diligence. "Leave to file the amendment and supplemental bill was therefore refused and the cause will be set for trial upon the issues in the original bill and answer March 11 next, displacing all other causes set for that week, which will be set for the same days of the following week."

"Only Excuse. "The only excuse which is given, and that is in the opening paragraph of the amendment, 'Since the issues were thus joined, complainant has learned of other matters helpful against defendant.' This is not sufficient. There does not appear from allegations at the time of the original bill complainant was ignorant of all matters averred.

"No reason is shown why said matters were not ascertained as the original bill does not seem to have been prepared in haste or under pressure. Considerable time elapsed from the time charges in the original bill occurred until the filing of new matter brought out in the amendment. New matter, for the most part, are matters of public record, as amended bill alleges, and could have been ascertained by reasonable diligence.

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PROPOSE LOWER RATE OF INTEREST

Suggestion to Boost Sale of Liberty Bonds—Chairmen Liberty Bonds—Chairmen

Chattanooga zone chairmen of the next liberty loan drive passed an important resolution at the meeting Monday morning regarding the next bond sale. The resolution as passed is: "During the next liberty loan sale the bankers in the Chattanooga zone shall loan money to their patrons at the same rate that the government has placed the interest on the bonds, which is 4 1/2 per cent. for a period of four months."

The question of whether the bankers should charge 6 per cent. interest on the money, or even 5 per cent., was discussed quite at length at this meeting. However, it was unanimously agreed that the rate placed by the government. This the chairmen voted for from purely a most patriotic standpoint. Many of the representative bankers from the outlying territories expressed themselves as being very much opposed to charging 6 per cent. interest during the next sale, owing to the fact that the wrong impression would be spread abroad, and many would think that it was a money-making scheme.

Explains Plan. C. C. Nottingham, general chairman of the Chattanooga zone, which includes twenty-four counties, was present at the meeting and outlined the plans of the campaign, which opens the first of next month. The plans were discussed from all angles by the out-of-town guests. It was decided that a big rally will be held one day in each community, at which time a speaker from Chattanooga will attend.

Plan Advertising Campaign. It was also announced that those in charge of the arrangements for the advertising features for the drive were preparing some novel cards to be placed in windows, on the windshields of automobiles and the doors of business houses. This card will have a large American flag in the center and will have these words printed on it: "We have answered our country's call in buying a third liberty bond." This will be printed in red letters.

In addition to the house emblem, the advertising arrangements, reported that he is designing a band to be worn on the coat sleeves of the committeemen and chairmen, as well as every person who purchases a bond. This will be most unique and will have various ways of distinguishing the committeemen from the chairmen and the bondholders. This has not been worked out.

County Chairmen. The county chairmen met at the Hotel Patten at 10 o'clock and adjourned at 12 o'clock to the grillroom, where a luncheon was served. During the

LAWYERS CAN'T "PIKE" THROUGH JAIL WINDOW

Closed! Prisoners who now solace in the dock adjoining City Court Clerk William Stafford's office to wait trial in police court will not have the opportunity of looking out upon blue sky or gray through the jail window that faces Stafford's desk. Heretofore offenders have had a chance to confer with lawyers or others through this particular window, but that chance has been cut out by a large piece of tin that covers the space.

The tin, Stafford, who has been accused of being a natural comedian, has penned the following message and pasted it on the tin: "No lawyers allowed to peep in. This applies to you."

entire meeting patriotism was the keynote of the speakers. J. A. Whitaker and John F. Brown were the principal speakers, and County Chairman C. C. Nottingham acted as toastmaster. Those present were: C. C. Nottingham, Richard Van Buren, H. Black, Rev. Leonard Clark, Lewis Burke, P. J. Krueger, M. Elliott, J. W. Bishop, Atty.-Gen. M. N. Whitaker, Stephen Doughton, G. M. Thomas, G. F. Milton.

The out-of-town chairmen were: Hunter Furbush, James county; Frank J. Harle, Bradley; M. C. King, Polk; W. N. McGill, Monroe; G. F. Lockmiller, McMinn; W. H. Black, Meigs; F. Crawford, Rhea; W. C. Anderson, Roane; J. S. Reed, Cumberland; H. W. Sumner, Morgan; E. M. Shelley, Fentress; R. L. Sadler, Scott; W. M. Cameron, Marion; C. D. Erwin, White; L. L. Colville, Warren; L. J. Walker, Van Buren; H. Black, Rev. Leonard Clark, Lewis Burke, P. J. Krueger, M. Elliott, J. W. Bishop, Atty.-Gen. M. N. Whitaker, Stephen Doughton, G. M. Thomas, G. F. Milton.

WANTS SHERIFF ROSE PUNISHED Secretary of National Association for Colored People Says Official Was Derelict.

John R. Shillady secretary of the National Association for Colored People of New York, having received a letter from the Chattanooga chamber of commerce advising of a resolution adopted by that board condemning the action of the Estill Springs lynch mob, replied to the chamber of commerce as follows: "We have been informed by Gov. Rye that steps have been taken to bring the perpetrators of this outrage upon the fair name of your state to justice. We note, however, that no other proceedings to remove from office Sheriff John Rose, of Franklin county, have as yet been taken. From the investigation made on the ground by a representative of this association we are convinced that Sheriff Rose was derelict in his duty in the extreme in that no steps were taken to protect the prisoner and to uphold the laws of the state."

P. O. THRIFT STAMP SALE \$25,808 FOR MONTH

The postoffice in Chattanooga reported an increase in the business of \$13,044.24 over the month of February, 1917. The total receipts for February, including war savings stamps, is \$74,777. The sales of war savings stamps amounted to \$26,806.59. For the month of February, 1917, the sales amounted to \$26,827.10. The report shows in sales alone approximately 30 per cent. increase.

TENDER SERVICES AS PROSECUTORS

Grievance Committee Takes Final Step Toward Trial of Long and Daly.

J. Lon Foust, chairman of the grievance committee of the local bar association, Monday morning filed with Judge Nathan L. Bachman written charges of the committee against Attorneys Percy Long and J. H. Daly. Judge Bachman stated that he had not familiarized himself with the charges except what he had seen through the columns of the public press and would some time during the week study the record and later deliver his opinion regarding them. It will be remembered that the grievance committee investigated charges against Long and Daly and reported them in a written opinion to Col. Ed. Watkins, of the local bar, with a request to call a meeting of the entire membership of the local bar. However, after investigating, Col. Watkins learned that neither Daly nor Long were members of the association and consequently the association had no authority to hear the charges. According to the law governing similar charges when members of the bar are arraigned and the charges are to be heard by a judge with the proper jurisdiction, Daly and Long are charged with unethical conduct.

The recommendation, together with the evidence heard before the grievance committee, is as follows: "To the Honorable Nathan L. Bachman, Judge of the Circuit Court at Chattanooga, Tennessee:

"The undersigned, the grievance committee of the local bar association, whose members were referred charges against J. H. Daly and P. L. Long, members of the Chattanooga bar, for unprofessional conduct by Hon. Ed. Watkins, president of the bar association, has heard such charges and made its report to Chattanooga Bar association.

"Part of section 5, Article 6 of the by-laws of the Bar association reads as follows: 'It shall be the duty of the grievance committee to take cognizance of improper conduct on part of any member of Chattanooga bar, not a member of the association. In such cases the grievance committee shall bring the matter before a court having jurisdiction, and lending its services to the court in the prosecution of the charges.'

"In compliance with the foregoing we are hereby submitting to you a copy of our report, findings and recommendations. We also hand you the stenographic report of the evidence taken at the hearing.

"And in compliance with that part of the by-laws above quoted hereby tender our services to the court.

"J. L. FOUST.
"J. H. MILLIGAN.
"JAMES H. ANDERSON.
"JAMES P. FENTRESS.
"BYRON E. TATUM."

"LOOKOUTS" TO GO TOMORROW

"Dixie Volunteers" Will Leave March 16—Third Company to Take in All Boards.

The Lookout volunteers, class A-1 men from city board No. 2, organized by Robert Y. Farris, will leave for Camp Greene, Charlotte, N. C., Tuesday morning. The Dixie volunteers, organized by Foster B. Gentry and composed of the same class men of city board No. 1, who are eager to see immediate service, will depart for Camp Greene March 16. A meeting of the Lookout volunteers is to be held at the Central Y. M. C. A. tonight, when more men are expected to sign and final arrangements made for departure. The board of directors of the Hamilton bank building Tuesday at 9 a. m. Before the first board volunteers go, however, they are to give a street parade Saturday, March 9. A band, composed of men selected from the number will furnish the music.

Speaking of his company's plans, Mr. Brown stated Monday that he is urging all members to make arrangements with their employers to be released from their positions at once so that they may have two weeks' vacation before entering military service. He further emphasized that by joining this volunteer company the men not only get a selection of camps but still have the selection of any branch of service they may desire to enter.

The roster of this company is steadily growing, so that the parade Saturday will probably be a pretentious affair.

Nineteen men have signed to go with the volunteer company from board No. 2. More are expected to announce definitely their willingness to go at tonight's meeting. The roster so far is as follows: Roy W. Harwood, Frank Bushong, G. W. Altman, H. F. Ruddeth, John Goodson, Nick R. Tallent, P. H. Baker, J. A. Hawk, Owen M. Phillips, J. L. Harrington, F. R. Farris, Luther Blanchard, Cleveland Allerton, Robert Y. Farris.

The third company of draft volunteers which is being organized by C. E. Jones has reached an enrollment of approximately thirty men. Though there seems to have been some dispute between Mr. Jones and Mr. Gentry as to which has the authorization to recruit such an organization, both men have full authority and endorsement from the chairman of the city board, Mr. Brown is continuing his enlist-

MILITARY DENTAL SCHOOL TO BE ESTABLISHED AT GREENLEAF

Will Turn Out Dentists Enough to Care for Million Fighting Men—Lieut.-Col. Snapp Comes to Organize.

Camp Greenleaf gets a big dental college within the next thirty days. Lieut.-Col. J. H. Snapp, who will be senior instructor of the new organization arrived at Camp Greenleaf Sunday from Camp Upton, New York. He states that the first consignment of from thirty to forty dental instructors will reach Camp Greenleaf within a few days. These dentists will take intensive military training for thirty days, and the most proficient will be retained for the faculty of the approaching college.

Dentists for Million Men. As soon as the instructors are selected, the college will be opened to give two months courses in advanced dentistry to two classes of eighty men each. The idea behind this specific number of 160 dentists every two months is to produce 1,600 dentists per year, which will be a sufficient number to treat an army of 1,000,000 men. The course at the Greenleaf Dental college will be a sort of post-course for military dentists, and will teach the very latest procedures in dentistry. One particular object will be to eliminate, as far as possible, focal infections from the mouths of the soldiers. Such infections have recently been found to be a predisposing factor in much of the sickness in the army.

Two New Buildings. Two new buildings will be erected for this new branch of Greenleaf

medical service. One will be a big dental dispensary to take care of the needs of all the soldiers and students in Fort Oglethorpe. This building will be located in some centralized spot, which will render it easiest of access to all the military units in the park. The second building will be the school itself in Camp Greenleaf. Both structures follow the regular plans accepted for the army dental surgeons throughout the country. The dispensary will contain a complete equipment for thirty dental engines, while the college building will be equipped with ten dental engines and the most highly specialized apparatus. The prospective army dental college will be the only institution of its kind in the United States military service.

Lieut.-Col. Snapp, senior instructor, comes to Fort Oglethorpe from Camp Upton, L. I., New York, where he has just established a dental dispensary for that camp. Col. Snapp has been in the "army service" as a dental surgeon for eight years. He graduated from the Ohio State university and has seen foreign service in Panama and Porto Rico.

One of the ideas in the new college is to teach the embryonic army dentist the subtle difference between civil and military service. While this difference is in part, one of actual practice, it is in a wider sense, one of discipline and morale. Students of Greenleaf Dental college will not only learn to be advanced dentists, they also learn to be officers.

ments to any one board and will probably even take class A-1 men from county boards. Members of this company will meet Tuesday evening at Central Y. M. C. A. and determine upon a date for leaving.

Col. Bushnell and Lieut.-Col. Longcope, of the surgeon-general's office at Washington, will be at Camp Greenleaf Monday on an inspection tour, with special reference to the school of internal surgery.

Maj.-Gen. Sibert, of the Southeastern department, with headquarters at Charleston, will be at Fort Oglethorpe on Tuesday on an informal tour of inspection. Gen. Sibert went to France during the war, and returned to this country on the first of the year to take his present command at Charleston. He was originally an engineer and came from Gadsden, Ala.

Bakery company 11 will move from their present quarters at the base hospital to Lytle, where they join the regular bakery of the quartermaster's hospital for a year. This bakery has been sending out squads of men for some time to the various regiments, called experimental squads. These squads cook for the regiments under ordinary field conditions, and remain with a regiment for a week at a time. One such squad is with the Fifty-second this week.

The ambulance corps were giving drill drills between Oglethorpe and Camp McLean today. Two soldiers would be detailed as wounded men and would lie prone on the ground. Litters would then be hurried to the spot and the men picked up with great care and deposited on the stretchers. The "wounded" men put up quite a realistic exhibition of suffering. One man who claimed to be shot through the "lights" developed an awful wheeze.

Work restoring the trench system used by the last reserve officers' training camp began Monday. One battalion of the 101st division is at the work. The old trenches, which lie on the north side of Snodgrass hill, have been greatly damaged during the winter by flooding and freezing. These trenches will be used in drilling the cadets in trench warfare. Later in the season the soldiers will be kept in the trenches for several days at a time. A model dugout will be part of the equipment of these trenches, where the soldiers will sleep and have their food. The soldiers will also be drilled in sapping from their trenches—that is, digging underground tunnels toward the enemy's trench and destroying such enemy trenches by the aid of high explosives.

Two pints of whiskey that were stored away in a shoe box have gotten Jake Fine, West Ninth street merchant, and Will Lewis, a colored porter, into serious trouble. Fine was fined \$50 and costs Monday morning in police court on a charge of selling whiskey, and was held to the grand jury under a bond of \$1,000. He appealed the fine and arranged bail. Lewis, who was charged with procuring the liquor, was assessed a similar fine, and his bond was fixed at the same amount.

Will Light and Ed Tate, plainclothes officers of the police department, and provost guards were responsible for the arrests of Fine, Lewis and C. O. Thompson, of the Thompson Printing company. Thompson was discharged by Judge Fleming on charges of being drunk and selling liquor. He frankly stated that, with a few drinks ahead, he thought everybody was his friend and when soldiers, who turned out to be provost guards, desired that he get them some liquor and gave him the money, he turned the money over to a negro and the deal was thus carried out without profit to him. "I thought I was doing a friend a favor," said Thompson. Lewis was alleged to have made the purchase with the money which had been furnished by the soldiers.

The result was that Jake Fine's store was visited and two suitcases containing bottles of liquor were found underneath a counter.

BOY SCOUT TROOPS ORGANIZED TUESDAY

Important Meeting Is Called. Swiss Musicians to Be Heard March 26.

A meeting of the Boy Scouts will be held Tuesday evening at 7:30 o'clock at the Second Presbyterian church for the purpose of organizing troops. Albert Taber, M. L. Mulkey and Z. R. Umbarger have been appointed scoutmasters.

Boys of this section of the city and members of St. Paul's Sunday school are invited to attend the meeting. A swimming meet will be held Saturday night, March 9, at the Y. M. C. A. The senior members, with possibly one or two juniors, will take part in the program. The management is planning to have the pool heated this week and it will be open to the members and soldiers. Two hundred and fifty members and soldiers took advantage of the bath privilege at the association Saturday, and over one hundred on Sunday. This privilege being for the soldiers only on Sundays. All newspaper and messenger boys are invited to use the baths in the junior department on Saturday afternoon, free of charge.

The peanut scramble which was given Saturday afternoon in the junior department for the "newbies" was a big success. Mr. Bachman, who is in charge of this department, expects to have these scrambles monthly. The first number of the lyceum course will be given Tuesday evening, March 6, at the "Y" building, when the Swiss Tyrolean Alpine Singers and Yodlers will be presented. The members of the quartet will appear in picturesque native costumes of the Alpine mountaineers, singing songs and yodels in their native tongue, and interspersing the entertainment with songs in English, as they have added to their repertoire many of the favorite national and popular airs of America. In addition to the chorus numbers there will be solos, duets and musical mimosas from the Alpine either and melodrama, violin, the latter a very unique and interesting instrument. Heinz Marchetti is director of the quartet.

MAGBY WAS STOCKING UP HARDWARE STORE OF HIS OWN

Dave Magby, employed by the Magill-Palmer company for several months, has been arrested by Detectives Paul Brown and Carl Whiteley and a state warrant made out against him charges him with the grand larceny of property of the company in question.

When the plainclothes men visited Magby's house, a considerable amount of property, including paint, rubber and other goods, were found. Magby was taken into custody Saturday night and the bond in his case was fixed at \$1,000 by Judge Martin Fleming Monday morning.

PRICE OF COTTON RISES ABOUT \$3 PER BALE

New York, March 4.—The price of cotton for future delivery touched a new high record for the season when it rose approximately \$3 a bale today. May deliveries sold at \$21.51, or 61 points above Saturday's closing quotation and 2 1/2 a pound above the low level of February. Demand from trade sources and reported hedging against sales in the fall of both old and new crops were assigned as the reasons for the advance.

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THE LITTLE GEM EAR PHONE
received the GOLD MEDAL, highest award for Ear Phones, in competition with all hearing instruments at Panama-Pacific Exposition, in 1915. Look at it and you SEE the simplest and smallest device in the world; use it and you "FEEL" that you have the most wonderful piece of mechanism yet devised for suffering mankind.
Let us prove we have conquered your affliction.
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